## THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JAMES A. HOOK, :

Plaintiff,

v. : CIVIL ACTION NO. 3:23-CV-1204

: (JUDGE MARIANI)

(Magistrate Judge Carlson)

PIKE COUNTY, et al.,

:

Defendants.

<u>ORDER</u>

AND NOW, THIS \_\_\_\_\_\_ DAY OF JUNE, 2024, upon *de novo* review of Magistrate Judge Martin C. Carlson's Report & Recommendation ("R&R") (Doc. 42), Plaintiff James A. Hook's Objections to the R&R (Doc. 44), and all other relevant documents, for the reasons explained in the accompanying Memorandum Opinion, IT IS HEREBY ORDERED THAT:

- 1. Plaintiff's Objections (Doc. 44) are **OVERRULED**;
- 2. The R&R (Doc. 42) is ADOPTED AS MODIFIED for the reasons discussed therein;
- 3. Plaintiff's Motion to Appoint Guardian Ad Litem (Doc. 41) is **DENIED**;
- Defendants' Motion to Dismiss (Doc. 31) is GRANTED IN PART as to Hook's claims for declaratory or injunctive relief;
- Plaintiff's Complaint (Doc. 1) is **DISMISSED WITHOUT PREJUDICE** as to his claims for declaratory and injunctive relief;

- 6. Plaintiff's Complaint (Doc. 1) is **STAYED** as to Hook's claims for monetary relief pending the resolution of Hook's ongoing criminal and familial proceedings.
- 7. The Clerk of Court is directed to **CLOSE** the case for statistical purposes only.1

Robert D. Mariani

United States District Judge

<sup>&</sup>lt;sup>1</sup> Within 60 days of the termination of Plaintiff's criminal and familial proceedings, Plaintiff shall file a status update indicating whether he would like for the case to proceed as to his claims for monetary relief.